## COUNCIL CHAMBERS CITY COUNCIL CITY HALL - CITY OF LODI WEDNESDAY, MAY 4,1949

The City Council of the City of Lodi met in regular meeting this 4th day of May, 1949, Councilmen Bull, Haskell, Lytle, Tolliver and Mayor Rinn present, none absent.

The minutes of the last meeting, held April 20, 1949 were ordered approved as written, copies of the same having been furnished each Councilman prior to this meeting.

REPORT OF THE CITY MANAGER -

City Manager H. D. Weller presented the following matters for Council consideration and action -

# GUILD FIRE PROTECTION AGREEMENT APPROVED

(1) A proposed agreement for " stand-by " fire protection services with Wine Growers Guild. Agreement approved and the Mayor authorized to execute the same after a slight change to provide that the Guild pay all costs of water connection. Motion to approve passed by assenting votes of four members of the City Council, Councilman Haskell refrairing.

## CITY CAB CO TAXI STANDS HEARING SET

(2) Formal application of H.E.Mahaffey, dba "City Cab Company" for cab stands at various locations was set for public hearing, in accordance with the provisions of Ordinance No. 360, at 8:00 P.M. of May 18, 1949.

### BOAT RENTAL CONCESSION AGREEMENT

(3) An agreement with Gordon E. Handel for the leasing of the boat rental concession at Lodi Lake Park for three years. Approved after several minor alterations suggested by Councilman Bull and execution of the amended contract directed.

### R#W POWER LINE TO U.S. APPROVED RES. 1471 ADOPTED.

(4) An agreement with the United States of America for a power transmission right of way over part of the 303 acre tract owned by the City in Sections 23 & 24 near Thornton Road. Approved by the adoption of Resolution No. 1471, introduced by Councilman Haskell, Lytle second and carried by the following vote:

AYES: Councilmen Haskell, Lytle, Bull, Tolliver and Rinn NOES: Councilmen, None. ABSENT: None.

#### PUBLIC HEARINGS -

Several persons being in attendance, the Mayor opened this meeting for hearing of matters they desired to be brought to the Council's attention.

#### COMPLAINTS VS CLEANERS 4122 S.SCHOOL

Messrs T. O. Archer, 400 S. School, A. D. Porter, 420 South School and Mrs Theodora Soto, 412 South School Street made complaints against the operation of a clothes cleaning plant operated by French Cleaners at 412 South School Street . Mayor Rinn read a summary of the various actions taken in 1946 and in 1949 allowing certain changes in this plant, the same being operating as a non-conforming use. Principal complaints were as to early hours of operation, noisy trucks and truck drivers, noisome fumes, the sound of the operation of presses and congestion caused by on street parking. Rolland and Robert Heon of French Cleaners maintained that they were operating within their legal rights but promised to make every effort to abate the nuisances alleged to exist. Mayor Rinn suggested that the cleaners attempt to satisfy their neighbors, who would otherwise seek relief through court action as the City Council is powerless in this instance.

City Manager Weller then continued with his report:

OUTSIDE FIRE PROTECTION SERVICES- (5) That he had discussed the desireability of making agreements for outside fire protection, particularly to industrial plants, with Fire Chief Polenske and that Mr Polenske was of the opinion that written agreements would be more beneficial than the current oral arrangements made between himself and the various neighboring fire protection districts, also that he did not consider that entering into such agreements would lessen security within the City. No further action taken pending completion in of the survey now underway by the Board of Fire Underwriters.

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R.P.BARBOUR STREET TAPPOTEMENTS At the suggestion of the City Manager, R. P. Barbour addressed the Council briefly on the adoption of a fixed policy relating to border-line streets of subdivisions abutting on unsubdivided lands, advocating that the City pay for the half-street not improved by the subdivider and hold its costs as a lien against the non-participating owner. Improvement of such streets by special assessment proceedure was also discussed as the only alternate.

CLAIMS -

Claims amounting to \$43,273.90 as submitted by the City Manager were then approved and ordered paid.

OPDINANCE No. 387 PASSED

ORDINANCE NO. 387. " AMENDING ORDINANCE NO. 238 (ZONING ORDINANCE) BY ALTERING THE BOUNDARY LINES OF CERTAIN ZONES AS DISPLAYED ON THE " ZONE DISTRICT MAP OF THE CITY OF LODI " AND RECLASSIFYING AND REZONING CERYAIN LOTS IN BLOCK 40, MOKELULARE, NOW CITY OF LODI. TO BE IN THE COMMERCIAL DISTRICT ZONE " having been introduced on April 2D, 1949, was brought up for passage on motion of Councilman Lytle, Bull second, second reading omitted by unanimous consent, and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Lytle, Bull, Haskell, Tolliver and Rinn. NOES: Councilmen, None. ABSENT: None.

Mayor Rinn then signed Ordinance No. 387 in approval thereof.

PES. 1470 IN RE SALE OF TIN BARN ADOPTED

In the matter of the disposition of the lot and building on the Southwest corner of Pleasant Avenue and Lockeford Street. commonly called the " Tin Barn Property " , due compliance with the provisions of Section 862(e) of the Municipal Corporations Act was determined by the adoption of Resolution No. 1470, introduced by Councilman Bull, Haskell second and carried by the following vote:

AYES: Councilmen, Bull, Haskall, Lytle, Tolliver and Rinn MOES: Councilmen, None. ABSENT: None.

REZONING OF ORD. 388 INTRODUCED.

A public hearing was then held and conducted on the proposed rezoning to Commercial Use of properties on the South side of Lodi Avenue between School and Hutchins Street for a depth of approximately 140 feet and also on the proposal that such rezoning be predicated on the observance of a building set-WEST LODI AVE. back line of 44 feet from the center line of this street. No persons appeared to object and the City Clerk reported that no written objections or protests had been filed with him. It was then moved by Councilmen Tolliver, Lytle second, that this rezoning and set-back line be approved by the adoption of ORDINANCE NO. 368 " AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI BY ALTERING THE ZONE BOUNDARY LINES DISPLAYED THEREON AND REZONING AND RECLASSIFYING CERTAIN PROPERTIES ON THE SOUTH SIDE OF WEST LODI AVENUE HETWEEN SCHOOL STREET AND HUTCHINS STREET TO BE IN THE COLMERCIAL DISTRICT ZONE AND ALSO ESTABLISH-ING A BUILDING SET-BACK LINE MEASURED FROM THE CENTER LINE OF SAID STREET " . Motion carried and this ordinance ordered laid over for the statutory period of not less than five days.

USE PERMIT TNEUSTNO CONFIRMED

On the receipt of notice from the City Planning Commission that a use permit had been granted V. Infusino to allow the construction and operation of a commercial garage at 535 West North Hutchins Street, this granting was confirmed by the Council on motion Councilman Bull, Haskell second.

HEARING SET OM REZONING LOT 40 ETC. TRACT\_

A report from the City Planning Commission stating, that, after one public hearing thereon, the Commission had approved the rezoning of Lot 40, Walnut Orchard Tract, and the parcel immediately South of this Lot lying between Lloyd Street and Lot 41 of the same Walnut Orchard Tract, was received and read. Council-WALNUT CRCHARD man Bull, Haskell second, moved that this rezoning be set for hearing at the next meeting, May 18th at 8:00 P.M. after due publication of rotice of such hearing.

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PROPOSED CHANGE IN ZONING LAWS N. OF DAISY SET FOR HEARING.

Also, transmitted from the City Planning Commission, was a recommendation that Ordinance No. 238 he amended so as to allow not more than two dwelling houses/in an area of four and one-half blocks between Daisy and Louis Avenues and West of Pleasant Avenue, restricting the land area appertaining to each dwelling to 4,500 square feet and providing that W. OF FLEASANT.no new building could be located within fifteen feet of the alley line. This proposed change in the zoning laws was set for public hearing at 8:00 P.M. of Wednesday, May 18th by motion regularly made, seconded and carried.

REPORT OF CHIEF POLICE

The report of Millard L. Fore, Chief of Police for the month of April was received, read and ordered filed.

CARD LICENSE GRANTED

On receipt of the approval of the Chief of Police as required by Ordinance No. 277, a card and dice license was ordered . E.R.LANCASTER issued to E. R. Lancaster at 15 North Sacramento Street

> At 10:30 P.M. Councilman Haskell moved adjournment and it. was so ordered.

> Following the meeting, Assemblyman Verne Hoffman called on the Council for an informal chat on pending legislation in which the City id interested.

All Councilmen remained for some time in the Council Chamber to discuss the adviseability of levying special assessments for street improvement work. Gasoline taxes and apportioned motor-vehicle license fees together with accumulations from parking meters apparently would contribute a great share of the costs of such work and would enable starting this years work plans without delay if used without going through the intricate proceedures necessary in special assessment levy.